



Paper No. 14

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OFFICE OF PETITIONS

In re Application of
Whitehead, et al.
Application No. 09/431,737
Filed: November 1, 1999
Attorney Docket No. 41PR-7349
For: MAN MACHINE INTERFACE FOR
POWER MANAGEMENT CONTROL SYSTEM

ON PETITION

This is a decision on the petition entitled, "PETITION UNDER 37 CFR 1.47(a) OR IN THE ALTERNATIVE UNDER 37 CR 1.182," filed August 22, 2003 (certificate of mailing date August 20, 2003) and supplemented on August 25, 2003 (certificate of mailing date August 21, 2003). The petitions are being treated as a petition under 37 CFR 1.183 seeking waiver of 37 CFR §§ 1.67 and 1.63 where they require that a supplemental declaration be executed by the named inventors.

The petition is **dismissed**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. Any response should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.183" and must include an oath or declaration executed by the available inventors. **Failure to respond will result in abandonment of the application.**

The June 5, 2000 declaration is not acceptable because inventors 7, 8, and 11 are not identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial. 37 CFR 1.63(a)(2) Thus, the declaration is not acceptable.

Petitioners have identified the missing inventor names for inventors 7, 8, and 11. Petitioners have also established the three inventors cannot be located.

Petitioners are required to submit an executed substitute declaration which sets forth the names of all the joint inventors and which also includes the citizenship, residence and post office/ mailing address of each inventor.

If petitioners are unable to locate formerly signing inventors or the formerly signing inventors now refuse to sign the new declaration, petitioners should submit provide evidence supporting the allegation.

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop PETITION
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

By hand until 12/01/03:

Crystal Plaza Four, Suite 3C23
2201 South Clark Place
Arlington, VA 22202

By hand post 12/01/03:

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By FAX post 12/01/03:

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Telephone inquiries related to this decision should be directed to the undersigned at (703) 308-6712.



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